

**City of Harahan  
6437 Jefferson Highway  
Mayor and Harahan City Council  
June Council Meeting Minutes  
June 15, 2017**

**Date: June 15, 2017**

**Time: 7:30 pm**

**Mayor Miceli opened the Meeting of June 15, 2017 at 7:30 pm.**

**The City Clerk called the roll.**

**In Attendance were:**

**Mayor Miceli, Councilman Baudier, Councilman Benton, Councilman Johnston, Councilman Wheeler, City Clerk Nicole Lee, Police Chief Walker, Fire Chief St. Cyr, City Attorney Gilbert Buras and City CPA Linda Lulue.**

**Absent: Councilman Huete.**

**Mayor Miceli asked for prayers for Congressman Steve Scalise who is in critical condition after multiple surgeries and for the other people who were also shot. She congratulated Mr. William Falgoust for winning the Times-Picayune Shrimp Cook-off Contest. She announced that Harahan has been named the No. 1 New Orleans suburb in which to live and that the Harahan Gym now has 40 extra parking places along Generes Dr.**

**A motion to amend the agenda to add Mr. Jimmy Pretlove under Special Presentations was offered by Councilman Johnston and seconded by Councilman Benton.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**SPECIAL PRESENTATIONS**

**1. Jimmy Pretlove, Director of Emergency Preparations**

**Mr. Pretlove gave his annual report on emergency hurricane preparedness.**

**2. Darlene Schwartz, Community Liaison**

**Ms. Schwartz requested that citizens help the city by cleaning their drains of leaves to prevent flooding in this hurricane season. She commented that citizens can report a street light; pothole or other problem to "Report a Comment" link on the city's web site.**

**3. Chief Walker - Current State of the Harahan Police Department.**

**Chief Walker reported that the Health Insurance will rise by 15-17% and it will mean that police will take home \$300 less. He asked for financial records and Ms. Lulue said that everything from Jan. 1, through April 2017 with year to date is in the computer. There is a problem with Incode that is being worked on with the company. Chief Walker complained that the video has his remarks but they are not included in the minutes. He said he is not running for mayor – he is running for re-election. He was upset that someone put on facebook that he purchased a drone for the Police Dept.**

**4. Mr. & Mrs. John Riehm regarding Wood Materials.**

**Mr. & Mrs. Riehm gave a 25 minutes presentation concerning the problems with Wood Materials.**

**Councilman Baudier offered a motion to amend the agenda concerning the Rameli contract under special presentation as no. 5 seconded by Councilman Wheeler.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**5. Rameli Contract**

**Councilman Baudier asked why Rameli was given extra money and he feels that the law has been broken.**

**Councilman Wheeler read the law and said there was no transparency.**

**Attorney Buras – said that emails show that the Mayor invited the council to participate in drafting the RFP, but they refused. The contract is a response to the RFP. Rameli was the successful bidder. He said after looking at the past years contracts, it did strike him unusual that contracts had never been sent to the council – the Mayor just signed them. The city reviewed the water bills and the tax bills - the estimate was a flat 4,000 – but the city’s actual count was 4,422 carts and that the city has always paid by number of carts. As to the penalties, the city still has the right to assign penalties.**

**Councilman Baudier said that Progressive would have come back.**

**Attorney Buras – The first consideration is to get the garbage off the street.**

**Councilman Wheeler said that she feels that no elected official should sit in on negotiations for the biggest contract.**

**Attorney Buras said that the RFP process is different from bid process. The RFP process is more difficult.**

**Councilman Wheeler asked if the Mayor violated the law.**

**Attorney Buras asked if the council wants to nullify the contract.**

**Councilman Baudier said he would contact Mr. Bourgeois. He said he would pick up garbage for free until we approve another contract. The city edited the contract and added another \$36,000 – will the city be sued by the other bidders? He asked was the law broken?**

**Attorney Buras said no public lawyer would answer that, that question should have been asked in executive session. Mr. Buras asked the council why didn’t they ask these questions before – why choose a public forum? He said the question is what is in the best interests of the city. So when Mr. Rameli said he would not pick up extra cans & asked for an additional \$7,000 – we conducted an extensive count. You have to participate in the whole process. Because the council is at logger heads with the Mayor, you make political hay with it – you’ve got to sit in on all the meetings. It’s not trial by fire at the end of the process. The garbage contract is by itself in state law. I can’t say that any law was broken. He asked what is your problem with the contract?**

**Councilman Wheeler – said it was the fact that Rameli got more money with the amendment.**

**Attorney Buras said the amendment is simply a clarification of the contract.**

**ADDRESS THE COUNCIL**

**Teri Valenti, Colonial Club Dr.**

**Eddie Gregory, East Ave.**

**The Mayor called a 5 minute recess.**

**The meeting was called back to order.**

**Mr. Gregory continued.**

**Tommy Budde, Stoneleigh**

**A motion to grant 3 more minutes was offered by Councilman Baudier and seconded by Councilman Johnston.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**Mr. Budde continued.**

**Jason Bruzik, Stoneleigh  
Karla Tassin  
Eric Chatelain, Colonial Club**

**A motion to grant 3 more minutes was offered by Councilman Wheeler and seconded by Councilman Baudier.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**Robert Johnson, Riverside**

**A five minute recess was called.**

**The Mayor called the meeting back to order.**

**Patrick Peppo, Elaine**

#### **APPROVAL OF MINUTES**

**Councilman Johnston offered a motion to defer all the minutes until they decide what they will do about the minutes, seconded by Councilman Baudier.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

#### **COMMUNICATIONS**

##### **Board of Adjustments and Appeals**

**The Board of Adjustments and Appeals did not meet in May, 2017.**

##### **Planning and Zoning Board**

**The Planning and Zoning Board did not meet in June, 2017.**

#### **RESOLUTIONS**

##### **PROPOSED RESOLUTION NO. 2017-16**

**This resolution was proposed unanimously by the Council.**

**The City Clerk read the Resolution in its entirety.**

**A Resolution creating the Harahan Police Department Advisory Committee.**

**A motion was offered by Councilman Johnston and seconded by Councilman Wheeler to open the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

##### **PUBLIC HEARING – No one spoke**

**A motion was offered by Councilman Baudier and seconded by Councilman Johnston to close the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**Council Discussion:**

**Councilman Wheeler said she hopes the vote is unanimous. The police dept. needs assistance.**

**A motion was offered by Councilman Johnston seconded by Councilman Baudier to adopt the resolution.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**RESOLUTION PASSES**

**ORDINANCES FOR APPROVAL**

**PROPOSED ORDINANCE NO. 2017 – 9**

**This Ordinance is proposed by Councilman Benton and seconded by Councilman Johnston.**

**The City Clerk read the ordinance by title only.**

**An Ordinance to amend and re-ordain Section 78-31(a), Section 78-32 and Section 78-44 of the Harahan Municipal Code to provide for the collection of solid waste and refuse by the city or contractors selected by it, to provide for the imposition of charges for the collection, removal, disposal and recycling of solid waste and refuse and to otherwise provide with respect thereto.**

**Attorney Buras said he drafted the ordinance to give the city a method of collecting the recycling fee.**

**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to open the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**PUBLIC HEARING**

**Jason Bruzik, Stoneleigh – He is against passage.**

**PUBLIC HEARING**

**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to close the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**COUNCIL DISCUSSION:**

**Councilman Benton disagrees with Mr. Bruzik – it has nothing to do with the contract as it is written – it brings the city into compliance. It only provides a method to charge the citizens for the recycling service.**

**Mayor Miceli said this will allow the city to place the charge legally for the pick up of garbage. The city has always charged the residents for the number of cans they have. This gives the city the legal way to put the charges on the water bill and the tax bill.**

**Attorney Buras said with respect to this – this is the legal authority for the city to charge for recycling. It is the same charge as before. The city is charging \$5 a month on the water bill and \$63 on the ad valorem tax bill – he took that common practice and put it into law.**

**Mayor Miceli we've all been contacted by residents that want curbside recycling and this is the way to do that.**

**Attorney Buras said this brings the city basically up to speed to place the charges and bring back curbside recycling. It has been done in the past without the law – it's a customary practice.**

**Councilman Johnston said he wanted this in a separate ordinance – the wording is changed.**

**Attorney Buras said the ordinance was sent to the council and no one responded to him. If you want it rewritten, he will go back and do it again.**

**Councilman Johnston said he wants it rewritten.**

**Councilman Benton withdrew the ordinance.**

**Mayor Miceli asked Councilman Johnston to get with Mr. Buras to help rewrite the ordinance.**

**Councilman Johnston said he would.**

**PROPOSED ORDINANCE NO. 2017 – 10 (Deferred)**

**This Ordinance was proposed unanimously by the Council.**

**The City Clerk read the ordinance by title only.**

**An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan, Louisiana. (Recreation – Pole Replacement)**

**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to open the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**PUBLIC HEARING – no one spoke.**

**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to close the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**COUNCIL DISCUSSION**

**Councilman Wheeler said that section 3 should not be in there.**

**Ms. Lulue said that she gave that request to City Clerk Nicole Lee.**

**Ms. Lee said the new ordinance was right behind it and it can be amended.**

**A motion was made by Councilman Wheeler to remove Section 3 from the Ordinance seconded by Councilman Johnston.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**AMENDMENT PASSES**

**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to adopt the Ordinance.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**ORDINANCE PASSES AS AMENDED**

**PROPOSED ORDINANCE NO. 2017 – 11**

The following Ordinance was proposed by Councilman Benton and seconded by Councilman Johnston.

An Ordinance amending Ordinance 1822, the annual Budget of Revenue and Expenditures for the Fiscal Year ending December 31, 2017, for the City of Harahan, Louisiana. (Health Insurance)

The Mayor said we do not have the final numbers to present tonight because enrollment is not complete. She asked for a motion to defer Ordinance 2017-11 to the July 20, 2017 meeting?

Councilman Benton withdrew the ordinance.

**PROPOSED ORDINANCE NO. 2017 – 12**

The following Ordinance was proposed by Councilman Benton and seconded by Councilman Johnston.

The City Clerk read the Ordinance by title only.

An Ordinance amending Ordinance 1822, the annual Budget of Revenue and Expenditures for the Fiscal Year ending December 31, 2017, for the City of Harahan, Louisiana. (Maintenance – Uniforms - \$475)

A motion was offered by Councilman Johnston and seconded by Councilman Baudier to open the public hearing.

The Mayor called for the vote, it was as follows:

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**PUBLIC HEARING –**

Edwin Lauricella, Director of Maintenance said the uniforms are usually provided once a year – but this year there was no line item with which to purchase the uniforms.

Mayor Miceli would like to get safety vests – but had no prices as yet.

Councilman Baudier said he will donate the safety vests and Mr. Lauricella can get them printed.

The Mayor thanked Councilman Baudier for the donation.

A motion was offered by Councilman Johnston and seconded by Councilman Baudier to close the public hearing.

The Mayor called for the vote, it was as follows:

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**COUNCIL DISCUSSION**

Councilman Wheeler thanked Councilman Baudier.

A motion was offered by Councilman Johnston and seconded by Councilman Baudier to adopt the Ordinance.

The Mayor called for the vote, it was as follows:

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**ORDINANCE PASSES**

**PROPOSED ORDINANCE NO. 2017 – 13**

**This Ordinance was proposed by Councilman Benton and seconded by Councilman Johnston.**

**The City Clerk read the Ordinance by title only.**

**An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan. (Highways & Streets - VFW, Prados, Kielman, & Marquette)**

**Mr. Calvin Hoppmeyer, City Engineer gave an overview of the project.**

**He said that this was for roadway improvements for VFW, Prados, Kielman, & Marquette and to provide good drainage also. This will be designed by other than Stewart Engineering. These roads were overlaid and made higher which caused the sidewalk to flood. It is an attempt to get the water to the existing drains. He thinks the damage to the roads was caused by school & bus traffic and water damage.**

**Councilman Wheeler – asked about the dollar figures – what is the cost estimate.**

**Mr. Hoppmeyer said he received an estimate for engineering and restoration of \$250-\$300,000.**

**Councilman Wheeler said this & the next ordinance will hit the capital project fund heavily. She said they just received this and she wants to see the specifics. She also requested the specifics for the other ordinance.**

**Mr. Hoppmeyer said he will provide what information he has. The other ordinance is straight out of the engineering company report from 2011. It was the no. 1 project identified. This particular project was sent to the state in 2014. This flood prone area was designated by FEMA in March, 1995. This does not fix the crossings under the state highway.**

**Councilman Johnston said this is an \$800,000 hit over 2 years – he wants it for 3 or 4 years.**

**Mr. Hoppmeyer said he doesn't disagree, but this has needed to be done since the year 1995.**

**Councilman Johnston reiterated that it should go over 3-4 years.**

**Councilman Wheeler asked if we could get assistance from Jefferson Parish or the state.**

**Mr. Hoppmeyer said it was requested in 2013 from the state – but it was not funded. It was asked again for this year – but it was not funded. The state has budget problems too.**

**Councilman Benton said she met with 6 residents about Donelon and Macque who had pictures with water over the hoods of their cars. She said the residents have been trying since 1995 to get the flooding problem fixed.**

**Councilman Johnston said the pipes shrink on the north side of Jefferson Hwy.**

**Mayor Miceli said the complaints are well documented.**

**Councilman Benton said if you break the project up – it will cost more.**

**Councilman Johnston asked what did the state say.**

**Mr. Hoppmeyer said they asked the state for a capital outlay project, but the state is giving less and less – if plans and specs are presented there's a better chance to get money for the project. It will take 2-3 months of survey and design – then another month for bidding - \$500,000 for drainage may not be spent this year.**

**Councilman Wheeler said that Chief St. Cyr would like a fire truck. She said she won't allocate until she knows what it will cost.**

**Councilman Johnston said we reduced the fees on sewerage based on the fact that we have \$850,000 in the capital project fund if we take it all away – the fees will have to go up again. He wants an itemized report.**

**A motion was offered by Councilman Wheeler and seconded by Councilman Baudier to open the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Huete, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

## **PUBLIC HEARING**

**Eric Chatelain, Colonial Club Dr. said he is not an engineer – you can do parts of the project but the major issue is Jefferson Hwy. If the water is directed to Jefferson Hwy. it will create a flooding problem there. He said once the Pump to the River is finished the water will move faster. He would like the Jefferson Hwy. problem done first. Without the state funding the culverts under the hwy. there was no way to move the water under the hwy.**

**A rest brake was called when Mr. Baudier left the podium at 10:26 pm  
The meeting was called back to order at 10:28 pm.**

**Mr. Chatelain continued saying the Pump to the River should help if we can get the water to it. If you start in the back instead of the front it won't work.**

**Mayor Miceli asked about the project under Jefferson Hwy.**

**Mr. Hoppmeyer read the projects as they were rated by a previous engineer. He said the pump to the river may not help – getting the water faster will help. But the project is still not operational. Colonial Club, Lauricella Ditch, and the Woodward Ditch are not in the area we are talking about. The state said there is an adequate crossing at Macque.**

**He said the Pump to the River will not be used on a daily basis – it will only be used when there is a flooding problem.**

**Mayor Miceli said we need more drainage under the highway.**

**Mr. Hoppmeyer said that once we get the water to the highway – then the state has to fix the project.**

**Chief Walker – said some crossing were done in the pass.**

**Mr. Chatelain said the water does go to the highway – but does not go under it. We need to work with the state to get more done.**

**Mr. Hoppmeyer said he is reading a previous report that he did not do, but he thinks the recommendations are sound.**

**Jason Bruzik, Stoneleigh asked if Stewart Engineering is writing the projections.**

**Mr. Hoppmeyer said that they will not.**

**Mr. Bruzik asked if the council will have a chance to review it before we blow \$300,000. Change has happened since then – wants council to get their information. Timothy Brennan, Donelon Dr. said the parish is responsible for major canal flow which should encompass the state highway. Getting the water to Jefferson Hwy will flood us more. The key is Jefferson Hwy. We need to push the state to address Jefferson Hwy.**

**Edwin Lauricella, East Shannon Ln. said that VFW Ave. is no longer paved – the city really needs to do something – it's like a 3<sup>rd</sup> world area there. After the 1995 flood federal officials said the outfall ditches in Harahan are inadequate. The state has done Lauricella Ditch and Colonial but on the north side of the hwy. the culvert is only 36". The Donelon Ave. pipe was cleaned and hasn't flooded since.**

**A motion was offered by Councilman Benton, seconded by Councilman Baudier to grant 3 more minutes.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Huete, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**Mr. Lauricella continued – he thinks the pump to the river will help – Mazoue Ditch has helped Harahan Oaks. There have been no problems since the project was finished. Macque is the first major spot during a rain. Streets really need to be done. He previously watched engineers doing the street work and saved the city money. Robert Johnson, Riverside Dr. – doesn't know about drainage – the city engineer is relying on past reports. This cries out for a task force to study the problem. He thinks the drainage does not need to be done now – we need more pipes under Jefferson Hwy. We need to lobby the state and Jefferson Hwy. for help – you need a task force to lobby to get the funds. He encourages them to use the resources in Harahan to do what needs to be done. Possibly we need a "Women of Harahan" group to lobby for this.**



**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to close the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

#### **COUNCIL DISCUSSION**

**Councilman Johnston said he would like to see the project built over a 3 year period and needs an estimate before doing anything.**

**Councilman Wheeler said a month would not be sufficient.**

**A motion was offered by Councilman Johnston and seconded by Councilman Benton to defer to next month.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**ORDINANCE DEFERRED**

#### **PROPOSED ORDINANCE 2017-14**

**The following Ordinance was offered by Councilman Benton and seconded by Councilman Johnston.**

**The City Clerk read the ordinance by title only.**

**An Ordinance amending Ordinance No. 1822, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2017 for the City of Harahan, La. (Donelon, Sedgfield & Macque)**

**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to open the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

#### **PUBLIC HEARING**

**Jason Bruzik, Stoneleigh said he has the same remarks as the last ordinance.**

**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to close the public hearing.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

#### **COUNCIL DISCUSSION**

**Councilman Johnston said we should reach out to Jefferson Parish and the state.**

**A motion was offered by Councilman Johnston and seconded by Councilman Baudier to defer the Ordinance until the July meeting.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**ORDINANCE DEFERRED**

**Councilman Benton thanked Mr. Johnston for his recommendation –**

**Councilman Johnston asked Mr. Hoppmeyer to please get the figures to us.**

**Councilman Baudier – then we can break it down to what we need to do.**

**ORDINANCES FOR INTRODUCTION (First Reading)**

**PROPOSED ORDINANCE NO. 2017 – 15**

**This Ordinance is proposed by Councilman Wheeler.**

**The city clerk read the ordinance by title only.**

**An Ordinance amending Ordinance No. 1806, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2016 for the City of Harahan, Louisiana. (Harahan Police Department)**

**OLD BUSINESS**

**1. Wood Materials – No discussion.**

**NEW BUSINESS**

**1. Official Journal**

**A motion was made by Councilman Johnston and seconded by Councilman Benton to select The Advocate as the official journal for 2017-2018.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler.**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**2. Appeals Board and Planning & Zoning Board nominations and appointments.**

**Mayor Miceli said that Mr. Dwayne Mara had resigned his position due to moving out of the city.**

**She re-nominated Mr. Richard Kittok to serve on the Board of Adjustments and Appeals for the term of May, 2016 until May, 2021.**

**A motion was offered by Councilman Johnston seconded by Councilman Baudier to approve the appointment.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler.**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**The Mayor nominated Mr. Jimmy Pretlove to serve on the Planning & Zoning Board for the term of May, 2016 until May, 2021.**

**A motion was offered by Councilman Johnston seconded by Councilman Baudier to approve the appointment.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler.**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**The Mayor nominated Ms. Helen Barnett to serve on the Planning & Zoning Board for the term for May, 2017 until May, 2022.**

**Councilman Johnston said he had not reached out to her yet.**

**Mayor Miceli said this will be deferred until July 20, 2017.**

**Councilman Wheeler asked if a city employee can serve on a board.**

**Mayor Miceli said that Mr. Mosca had an attorney general's opinion about that and that it was allowed.**

**Councilman Wheeler asked about the appointments for the rest of the positions.**

**Mayor Miceli said they will be brought up at a later date.**

**Councilman Johnston brought up the municipal code that says that the council may nominate.**

**Mayor Miceli said that an attorney general's opinion found that invalid – city law cannot supersede state law.**

**The city clerk gave the Mayor the opinion and she read it to the board.**

**The opinion says that the city law cannot be enforced because it is against state law.**

**Councilman Baudier asked what supersedes – a municipal ordinance or state law? Attorney Buras answered the initial appointments are made by the Mayor when the board is created, after that, the Mayor nominates and the council approves.**

**Councilman Baudier said he served under 2 other mayors who asked for nominations from the council.**

**Attorney Buras said you can't supersede the state law. State law controls the matter.**

**Councilman Wheeler said she felt that Tommy Budde was qualified to serve.**

**Councilman Johnston said we brought up names and the Mayor won't entertain them.**

### **3. Civil Service College List Board Members terms expiring July 29, 2017.**

**The Mayor nominated Ms. Barbara Windhorst to serve another term on the Civil Service Board.**

**The city clerk said we have not received the letter from Loyola yet.**

### **4. Court Issues**

**Councilman Wheeler withdrew the matter.**

### **5. Planning & Zoning Board**

**Councilman Wheeler said that Pat Peppo was told he was off the board because his term was up.**

**Mayor Miceli said that someone called the members of the board and said they could not meet because their terms were up.**

**Councilman Baudier said he called some of the members and said that Mr. Valez wants to stay and be chairman of the Planning & Zoning Bd.**

### **ADDRESS THE COUNCIL**

**Jason Bruzik, Stoneleigh**

**Evelyn Riehm, Riverside Dr.**

**John Riehm, Riverside Dr.**

**Tommy Budde, Stoneleigh**

**Eric Chatelain, Colonial Club Dr.**

**Jimmy Pretlove**

### **SECRETARY'S REPORT**

**Secretary's report for May, 2017**

**Total revenue \$655,902.44.**

### **REPORTS**

**Councilman Wheeler said that an ordinance adopted Dec., 2015 said that all contracts and amendments shall be null and void if not given to the Council.**

**Attorney Buras said this was adopted before he was hired. However – the ordinance is in conflict with the Lawrason Act. He said that if provisions of city and state law are in conflict – the state law supersedes city law. Therefore, the ordinance is illegal because it cannot supersede the state law.**

**Councilman Wheeler said she just wanted clarification.**

**Attorney Buras said it is within the Mayor's power to sign contracts.**

**Chief Walker gave the department stats for May, 2017 and then offered to give the city \$20,000 for health insurance for all employees from the \$160,000 he hopes the council will give him.**

**Councilman Johnston – no report**

**Councilman Baudier said he had visited Constitution Hall and it was humbling.**

**Councilman Benton – no report**

**Mayor Miceli – said that Rep. Scalise loves this country and this city and wished him well and everyone a happy 4<sup>th</sup> of July.**

### **PAY BILLS –**

**Bill's paid in April, 2017**

**Total expenditures \$326,357.49**

**Bill's paid in May, 2017**  
**Total Expenditures \$473,308.44**

**EXECUTIVE SESSION**

**ADJOURN**

**A motion was offered by Councilman Johnston seconded by Councilman Wheeler to adjourn the meeting at 11:56 p.m.**

**The Mayor called for the vote, it was as follows:**

**YEAS: Baudier, Benton, Johnston, Wheeler**

**NAYS: None**

**ABSENT: Huete**

**MOTION PASSES**

**MEETING ADJOURNED AT 11:56 p.m.**

**Fire Chief St. Cyr gave his report for May after the adjournment.**

**A. The following matter involving pending litigation may be considered**

**(Court, Case, Number, Parties):**

- 1. Phillip Canella vs. Arch Ins. Co., City of Harahan, Todd A. St. Cyr, and Allstate Ins. Co.; 24<sup>th</sup> JDC, Case 744-961, Div. "I"**
- 2. Suzanne K. Scalise vs. City of Harahan LA, Anne Gordon, Louise Slayden, Ronald Gordon, Gail Gordon; 24<sup>th</sup> JDC, Case 744-986, Div. "O"**
- 3. City of Harahan, et al, v. BP Exploration & Production, Inc., et al. U.S.D.C., Eastern District of Louisiana, No. 2:13-cv-01397**
- 4. Wood Materials LLC, Wood Resources LLC v. City of Harahan, 24<sup>th</sup> JDC, Case 761-783, Div. "K"**

**B. The following matter involving prospective litigation for which formal written demand has been made may be considered.**

**C. The following matters involving discussion of the character, professional competence, or physical or mental health of:**

**Name:**